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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Dkt. No. 5298-06300

CD01065

Inventor(s):

Brenor L. Brophy
Dinesh Nadavi

Title: CIRCUIT AND METHOD FOR TESTING
PHYSICAL LAYER FUNCTIONS OF A
COMMUNICATION NETWORK

CERTIFICATE OF EXPRESS MAIL
UNDER 37 C.F.R. § 1.10

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Derrick Brown

UTILITY PATENT APPLICATION TRANSMITTAL

(For new non-provisional applications under 37 CFR § 1.53(b))

Enclosed are the following items:

1. The Commissioner is hereby authorized to charge the filing fee to Conley, Rose & Tayon, P.C. deposit account no. 50-1505/5298-06300. **A duplicate of this page is enclosed.** The filing fee is calculated as shown below.

Total Claims	22	-20 =	2	x \$18.00 =	\$36.00
Independent Claims	3	-3 =	0	x \$80.00 =	\$0.00
Multiple Dependent Claims				Fee:	
Basic Fee:					\$ 710.00
Total:					\$ 746.00

2. Request & Certification under 35 U.S.C. 122(b)(2)(B)(i).
3. Patent application which includes: 14 pg. disclosure; 5 pg. claims (1-22); 1 pg. abstract.
4. Informal drawings of Figs. 1-4 on 3 sheets.
5. Newly executed Declaration/Power of Attorney.
- ~~6.~~ Newly executed Assignment w/cover sheet.
7. Return receipt postcard.

Respectfully submitted,

Kevin L. Daffer

Reg. No. 34,146

Attorney for Applicants


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Date: August 22, 2001

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<p>CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. §1.10</p> <p>"Express Mail" mailing label number: EL822014533US DATE OF DEPOSIT: August 22, 2001</p> <p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to:</p> <p>Assistant Commissioner for Patents Box Patent Application Washington, DC 20231</p> <p> Derrick Brown</p>		<p>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</p> <table border="1"><tr><td>Atty Docket Number:</td><td>5298-06300</td></tr><tr><td>First Named Inventor:</td><td>Brenor L. Brophy et al.</td></tr><tr><td>Title:</td><td>CIRCUIT AND METHOD FOR TESTING PHYSICAL LAYER FUNCTIONS OF A COMMUNICATION NETWORK</td></tr></table>		Atty Docket Number:	5298-06300	First Named Inventor:	Brenor L. Brophy et al.	Title:	CIRCUIT AND METHOD FOR TESTING PHYSICAL LAYER FUNCTIONS OF A COMMUNICATION NETWORK
Atty Docket Number:	5298-06300								
First Named Inventor:	Brenor L. Brophy et al.								
Title:	CIRCUIT AND METHOD FOR TESTING PHYSICAL LAYER FUNCTIONS OF A COMMUNICATION NETWORK								

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

August 22, 2001
Date

Kevin L. Daffer, Reg. No. 34,146

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**